

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

MONDAY THE TWENTY SECOND DAY OF JANUARY
TWO THOUSAND AND SEVEN

: PRESENT:

THE HON'BLE DR JUSTICE: **G.YETHIRAJULU**

CRIMINAL PETITION No. **5563 of 2006**

Between:

Kodavati Saolman Raju S/o Bhiksham

.. Petitioner/(Accused in Cr. No.51/2003
Bellamkonda P.S., Guntur District)

And

The State of A.P., rep by Public Prosecutor, High Court of A.P., Hyderabad

.. Respondent /
Complainant

COUNSEL FOR PETITIONER : Sri K. Balagopal

COUNSEL FOR RESPONDENT : The Public Prosecutor.

Petition under Sections 437 & 439 r/w 167 (2) of Cr. P.C. praying that in the circumstances stated herein, the High Court may be pleased to enlarge the Petitioner on bail in Cr. No. 51/2003, Bellamkonda P.S., Guntur District.

The Court made the following :

ORDER :

-

“ This application is filed U/s 167 (2) of the code of Criminal Procedure to enlarge the Petitioner on bail on the ground that the charge sheet has not been filed by the Police, though the period of 90 days remand is over. The case was registered against the petitioner and others for the offences 147, 148, 302 r/w 149 , IPC and U/s 25 and 27 of the Arms Act and U/s 8(1) of the A.P. Public Security Act.

As the provisions U/s 167 (2) of the code of Criminal procedure code are mandatory and as it is reported by the learned Public Prosecutor that the charge sheet has not been filed within 90 days period, the accused is entitled to be released on bail.

Hence the Petition is ordered and the petitioner shall be released on bail on his executing a bond for Rs. 10,000/- together with two sureties each in a like sum to the satisfaction of the learned Addl. JFCM, Sattenapalli.

Sd/- S.T. Venugopala Chary
ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Additional Judicial First Class Magistrate, Sattenapalli, Guntur District
2. The Superintendent, Sub-Jail, Sattenpalli, Guntur
3. The Station House officer, Bellamkonda P.S., Guntur District
4. Two CC's to Public Prosecutor, High Court of A.P., Hyderabad (OUT)

5. One CC to Sri K. Balagopal, Advocate (OPUC)

6. One spare copy.

Note: The year "2007" mentioned in the order dated 22-1-2007 in Criminal petition No. 5563 of 2007 is corrected as Criminal Petition No. 5563 of 2006 substitute this order in place of the Previous order which was already dispatched on 22-1-2007.

Sd/- S.T. Venugopala Chary
Asst. Registrar

HIGH COURT

Dr.GYR,J

DATED : 22-01-2007

**(AMENDED ORDER)
BAIL ORDER**

Crl. P. No. 5563 of 2006

DIRECTION

HIGH COURT

Drafted by SKM
DRAFTED ON : 22-01-2007

Dr.GYR,J

DATED: 22-01-2007

BAIL ORDER

DIRECTION